

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Smith *et al.*

Serial No. 10/786,466

Filed: February 25, 2004

Confirmation No. 9331

For: **FIRE RESISTANT CONSTRUCTION**

Examiner: J. Chapman

Art Unit: 3635

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL,**  
**REQUEST FOR WITHDRAWAL OF FINAL OFFICE ACTION**  
**AND PETITION FOR EXTENSION OF TIME**

In response to the Office Action mailed March 17, 2009, please consider the offered Remarks and grant Applicants' request to reopen prosecution. In addition, please provide a 3-month extension of time up to and included September 17, 2009. Please deduct the \$1110 extension fee from Deposit Account 501923. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

**Listing of Claims** begin on page 2 of this paper.

**Remarks** begin on page 9 of this paper.

**Appendix A including a copy of the previously improperly entered Amendment After Final** follow page 11 of this paper.